

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO, WESTERN DIVISION**

**John Sinclair, et al.  
Plaintiffs,**

**-vs-**

**Civil Action No. 1:11-cv-00010**

**Judge Timothy S. Black**

**Secretary, Department of Housing and  
Urban Development et al.,  
Defendants.**

**STIPULATION AND ENTRY OF  
DISMISSAL**

Pursuant to the settlement agreement reached by the parties on October 10, 2012, Plaintiffs John Sinclair, Allan Straughn, and Dollie Straughn, by counsel, and Defendants Bank of America, N.A., and BAC Home Loans Servicing, LP, by counsel, hereby stipulate to the following:

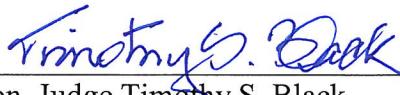
1. Plaintiffs' claims against Bank of America, N.A. and BAC Home Loans Servicing, LP are dismissed with prejudice.
2. Defendants' counterclaims against John Sinclair, Allan Straughn, and Dollie Straughn are dismissed without prejudice.
3. By agreement of the parties, the portion of the Court's November 4, 2011 Opinion and Order ruling on the state law claims of Plaintiffs John Sinclair, Allan Straughn, and Dollie Straughn is VACATED.
4. This Stipulation and Entry of Dismissal is pursuant to and subject to the settlement reached by the parties on October 10, 2012.

SO ORDERED AND APPROVED:

12/13/2012

Date

Approved:

  
Hon. Judge Timothy S. Black  
United States District Judge

/s/ James S. Wertheim (per e-mail authority)

James S. Wertheim (OSC 0029464)  
Maria Candace Burnette (OSC 0088507)  
McGlinchey Stafford, PLLC  
25550 Chagrin Boulevard, Suite 406  
Cleveland, Ohio 44122-4640  
Phone: (216) 378-9905  
Fax: (216) 378-9910  
E-mail: jwertheim@mcglinchy.com

*Attorneys for Bank of America, N.A. and BAC Home Loans Servicing, LP*

/s/ Steven R. Sharpe

John E. Schrider, Jr. (#0014967)  
Steven R. Sharpe (#0083408)  
Legal Aid Society of Southwest Ohio, LLC  
10 Journal Square, 3rd Floor  
Hamilton, OH 45011  
Direct: 513.362.2788  
Main: 513.241.9400  
Fax: 513.894.7669  
E-mail: ssharpe@lascinti.org

*Attorneys for John Sinclair, Allan Straughn, and Dollie Straughn*